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**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

FRESENIUS KABI USA, LLC, Plaintiff, v. FERA PHARMACEUTICALS, LLC, et al. Defendants.	CONSOLIDATED Case No.: 2:15-cv-03654-KM-MAH
FRESENIUS KABI USA, LLC, Plaintiff, v. INNOPHARMA LICENSING LLC, et al. Defendants.	Case No.: 2:15-cv-03655-KM-MAH

STIPULATION OF DISMISSAL

Pursuant to Federal Rules of Civil Procedure 41(a)(1)(A)(ii) and 41(c), and the Settlement and License Agreement between Plaintiff Fresenius Kabi USA, LLC (“Plaintiff” or “Fresenius”) and Defendants InnoPharma, Inc. and InnoPharma Licensing LLC (“InnoPharma”) (collectively, the “Parties”) dated October 13, 2016 (the “Agreement”), the Parties hereby stipulate and agree that all claims, counterclaims and affirmative defenses asserted by the Parties against one another in the above-captioned action solely with respect to InnoPharma are hereby dismissed without

prejudice, and without costs, disbursements, or attorneys' fees to any party. It is further stipulated that the U.S. District Court for the District of New Jersey retains jurisdiction to enforce and resolve any disputes arising under the Agreement.

Date: October 21, 2016

s/ Justin T. Quinn

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SO ORDERED



Kevin McNulty, U.S.D.J.

Date: 10/24/16.